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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Robert E. Fischell, et al

Docket: S1-02

Serial No.: 10/072,177

Examiner: L. Di Nola-Baron

Filed: February 11, 2002

Art Unit: 1615

For: DEVICES AND METHODS FOR REDUCING SCAR TISSUE FORMATION

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Madam/Sir:

Applicants wish to make the following references of record in the above identified Application pursuant to 37CFR§1.97 and/or §1.98 and the Duty of Disclosure set forth in 37 CFR§1.56.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject Application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

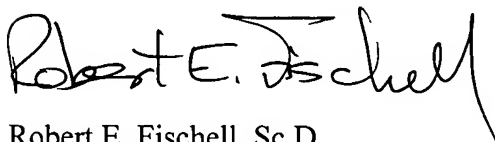
The filing of this Information Disclosure Statement shall not be construed to mean that no other material information as defined in 37CFR§1.56(b) exists.

Attached to this Information Disclosure Statement is a Form PTO-1449 consisting of two pages which provide a listing of the references hereby submitted. This Information Disclosure Statement is being filed after a First Office Action and prior to a formal Notice Of Allowance. A check in the amount of \$180.00 is enclosed to cover the fee for filing information after a First Office Action, [37 CFR §1.17(p)]. **It is requested that the Examiner consider the enclosed references and make them of record in the above-identified Application.**

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I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, or any Patent issued thereon.

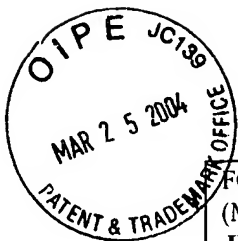
Respectfully submitted,

A handwritten signature in black ink, appearing to read "Robert E. Fischell". The signature is fluid and cursive, with a large, stylized "F" and "S".

Robert E. Fischell, Sc.D
14600 Viburnum Dr.
Dayton, MD 21036

(301) 854-0606

Date: March 23, 2004



FORM PTO-1449 U.S. Department of Commerce
(Modified)Patent and Trademark Office
**INFORMATION DISCLOSURE STATEMENT BY
APPLICANT**
(Use Several Sheets If Necessary) (37 CFR § 1.98(b))

Attorney Docket No.:S1-02

Serial No.: 10/072,177

Applicant: Fischell, et al.

Filing Date:Feb. 11, 2002

Group Art Unit: 3764

U.S. PATENT DOCUMENTS

| Examiner Initials | Cite No. | Serial / Patent Number | Issue Date | Applicant / Patentee | Class | Subclass | Filing Date |
|----------------------|-------------|---------------------------|------------|---------------------------|-------|----------|-------------|
| | 1 | RE33375 | 10/09/90 | Luck <i>et al.</i> | 514 | 2 | 10/11/88 |
| | 2 | 4,863,457 | 09/05/89 | Lee | 604 | 891.1 | 04/22/88 |
| | 3 | 4,865,031 | 09/12/89 | O'Keeffe | 606 | 151 | 10/03/88 |
| | 4 | 4,895,566 | 01/23/90 | Lee | 604 | 266 | 06/15/88 |
| | 5 | 5,151,413 | 09/29/92 | Caufield <i>et al.</i> | 514 | 63 | 11/06/91 |
| | 6 | 5,387,589 | 02/07/95 | Kulkarni | 514 | 291 | 11/17/92 |
| | 7 | 5,496,832 | 03/05/96 | Armstrong | 514 | 291 | 03/09/95 |
| | 8 | 5,516,781 | 05/14/96 | Morris <i>et al.</i> | 514 | 291 | 05/12/94 |
| | 9 | 5,527,532 | 06/18/96 | Edelman <i>et al.</i> | 424 | 423 | 06/18/96 |
| | 10 | 5,540,931 | 07/30/96 | Hewitt <i>et al.</i> | 424 | 434 | 06/24/94 |
| | 11 | 5,618,553 | 04/08/97 | Kelleher | 424 | 428 | 06/07/95 |
| | 12 | 5,624,893 | 04/29/97 | Yanni | 514 | 2 | 12/13/94 |
| | 13 | 5,681,278 | 10/28/97 | Igo <i>et al.</i> | 604 | 52 | 06/23/94 |
| | 14 | 5,708,002 | 01/13/98 | Luly <i>et al.</i> | 514 | 291 | 10/23/96 |
| | 15 | 5,756,673 | 05/26/98 | Sonnenshein <i>et al.</i> | 530 | 350 | 06/06/95 |
| | 16 | 5,766,584 | 06/16/98 | Edelman <i>et al.</i> | 424 | 93.7 | 06/02/95 |
| | 17 | 5,795,286 | 08/18/98 | Fischell <i>et al.</i> | 600 | 3 | 08/13/96 |
| | 18 | 5,843,156 | 12/01/98 | Slepian <i>et al.</i> | 128 | 898 | 05/06/94 |
| | 19 | 5,893,839 | 04/13/99 | Johnson | 604 | 21 | 03/13/97 |
| | 20 | 5,912,224 | 06/15/99 | Donahoe <i>et al.</i> | 514 | 2 | 01/21/97 |
| | 21 | 5,912,253 | 06/15/99 | Cottens <i>et al.</i> | 514 | 291 | 06/14/96 |
| | 22 | 5,981,568 | 11/09/99 | Kunz <i>et al.</i> | 514 | 411 | 03/31/97 |
| | 23 | 6,015,815 | 01/18/00 | Mollison | 514 | 291 | 09/24/98 |
| | 24 | 6,063,396 | 05/16/00 | Kelleher | 424 | 428 | 02/12/96 |
| | 25 | 6,117,425 | 09/12/00 | MacPhee <i>et al.</i> | 424 | 94.64 | 06/07/95 |
| | 26 | 6,124,273 | 09/26/00 | Drohan <i>et al.</i> | 514 | 55 | 10/13/97 |
| | 27 | 6,143,037 | 01/07/00 | Goldstein <i>et al.</i> | 424 | 422 | 06/12/96 |
| | 28 | 6,200,985 | 03/13/01 | Cottens <i>et al.</i> | 514 | 291 | 07/19/99 |
| | 29 | 6,221,099 | 04/24/01 | Anderson <i>et al.</i> | 623 | 1.15 | 02/07/97 |
| | 30 | 6,273,908 | 08/14/01 | Ndondo-Lay | 623 | 1.43 | 10/24/97 |
| | 31 | 6,273,913 | 08/14/01 | Wright <i>et al.</i> | 623 | 1.42 | 04/16/98 |
| | 32 | 6,333,347 | 12/25/01 | Hunter <i>et al.</i> | 514 | 449 | 06/28/00 |

Examiner:

Date Considered:

EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



FORM PTO-1449 U.S. Department of Commerce
(Modified) Patent and Trademark Office
**INFORMATION DISCLOSURE STATEMENT
BY APPLICANT**
(Use Several Sheets If Necessary) (37 CFR § 1.98(b))

Attorney Docket No.: S1-02

Serial No.: 10/072,177

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Group Art Unit: 3764

U.S. PATENT APPLICATIONS DOCUMENTS

| Examiner Initials | Cite No. | Application Number | Publication Date | Applicant | Class | Subclass | Filing Date |
|----------------------|-------------|-----------------------|---------------------|------------------------|-------|----------|-------------|
| | 33 | 20010029351 | 10/11/01 | Falotico <i>et al.</i> | 604 | 103.02 | 05/07/01 |
| | 34 | 20020005206 | 01/17/02 | Falotico <i>et al.</i> | 128 | 898 | 05/07/01 |
| | 35 | 20020007213 | 01/17/02 | Falotico <i>et al.</i> | 623 | 1.21 | 05/07/01 |
| | 36 | 20020007214 | 01/17/02 | Falotico <i>et al.</i> | 623 | 1.21 | 05/07/01 |
| | 37 | 20020007215 | 01/17/02 | Falotico <i>et al.</i> | 623 | 1.21 | 05/07/01 |
| | 38 | 20020016625 | 02/07/02 | Falotico <i>et al.</i> | 623 | 1.13 | 05/07/01 |
| | 39 | 20020026236 | 02/28/02 | Helmus <i>et al.</i> | 623 | 1.42 | 01/25/01 |
| | 40 | 20020183380 | 12/05/02 | Hunter | 514 | 449 | 02/05/02 |
| | 40 | 20030113359 | 06/19/03 | Iyer <i>et al.</i> | 424 | 423 | 01/16/02 |

FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS

| | | Document Number | Publication Date | Country / Patent Office | Class | Subclass | Translation | |
|--|----|--------------------|---------------------|-------------------------|-------|----------|-------------|----|
| | | | | | | | Yes | No |
| | 42 | WO 01/87372 | 11/22/01 | PCT | A61L | 31/61 | | X |
| | 43 | EP 1192957 | 04/02 | EPO | A61L | 29/08 | | X |
| | | | | | | | | |
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OTHER DOCUMENTS (Including Author, Title, Date, Relevant Pages, Place of Publication)

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Examiner:

Date Considered:

EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.